



2681
Attorney Docket. No.: UTL 00011 30

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Title: **METHOD AND APPARATUS
Inventor(s): DAVIS, Brad) FOR ASSIGNING DATA RATE
Application No.: 09/938,907) IN A MULTICHANNEL
Filed: August 24, 2001) COMMUNICATION SYSTEM
Group Art Unit: 2681
Examiner: to be assigned
Technology Center 2600**

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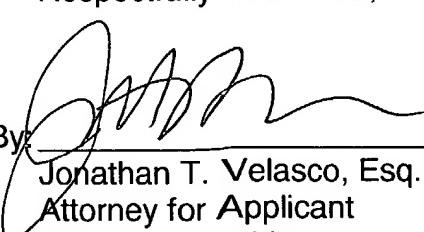
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Attention: Examiner

Dear Sir:

These papers, including a Change of Correspondence Address and a Power of Attorney with a Statement under 37 CFR 3.73(b), are submitted for the purpose of associating the above-referenced patent application with Customer Number: 32968 and Attorney Docket Number: UTL 00011.

Respectfully submitted,

By: 
Jonathan T. Velasco, Esq.
Attorney for Applicant
Reg. No.: 42,200

Dated: October 20, 2004

Jonathan T. Velasco, Esq.
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 09/938,907

Filing Date August 24, 2001

First Named Inventor DAVIS, Brad

Art Unit 2681

Examiner Name to be assigned

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Total Number of Pages in This Submission

5

Attorney Docket Number

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ENCLOSURES (Check all that apply)

- Fee Transmittal Form in Dupl.
 - Fee Attached
- Amendment/Reply
 - After Final
 - Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
 - Response to Missing Parts under 37 CFR 1.52 or 1.53

- Drawing(s)
- Licensing-related Papers
- Petition
- Petition to Convert to a Provisional Application
- Power of Attorney and Change of Correspondence Address
- Terminal Disclaimer
- Request for Refund
- CD, Number of CD(s) _____

- After Allowance communication to Technology Center (TC)
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- Proprietary Information
- Status Letter
- Other Enclosure(s) (please Identify below):
Transmittal Cover Letter; Statement Under 37 C.F.R. 3.73(b); Return Receipt Postcard

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jonathan T. Velasco Reg. No. 42,200 KYOCERA WIRELESS CORP.
Signature	
Date	October 20, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage to the USPTO via First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attention: Examiner, on the date shown below.

Typed or printed name	Shelley M. Callagy	
Signature		Date October 20, 2004

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: KYOCERA WIRELESS CORP.Application No./Patent No.: 09/938,907 Filed/Issue Date: August 24, 2001Entitled: METHOD AND APPARATUS FOR ASSIGNING DATA RATE IN A MULTICHANNEL COMMUNICATION SYSTEM

KYOCERA WIRELESS CORP., a CORPORATION
 (Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or2. an assignee of less than the entire right, title and interest.The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012885, Frame 0305, or for which a copy thereof is attached.**OR**B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

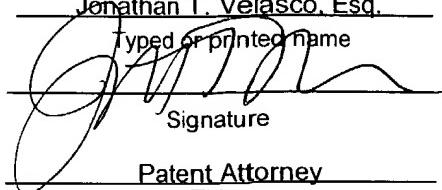
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must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be
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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

October 20, 2004
 Date
(858) 882-3501
 Telephone number

Jonathan T. Velasco, Esq.
 Typed or printed name

 Signature
Patent Attorney
 Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.